IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated : Nainital the 13th day of June 2005
Criminal Misc. Bail Application No.495/2005
Order on the bail application of accused

CRIMINAL SIDE

Ghanshyam Pant @ Bablu
S/o Charu Chandra Pant
R/o Old I.T.I near Nagpal Traders
Bareilly Road, Haldwani
District Nainital .....Applicant

Versus

State of Uttaranchal .....Opposite Party

Arising out of case crime No.1053/2005
U/s 364 I.P.C.
P.S. Mallital
District – Nainital

Hon'ble J.C.S. Rawat, J.

Heard Sri A.K. Sah learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. It has been alleged that Bupesh Joshi was abducted from Kilbari and taken to different places and when he himself telephoned to Prayag Singh that he is coming back, the abducted person returned to his house after five hours. It is alleged in the FIR that the dispute between the parties relates to their business. The learned counsel for the applicant contended that if the applicant would have the intention to kill the abducted person, the applicant would have not taken the victim to his own town i.e. Haldwani. Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

Dated 13.06.2005 (J.C.S. Rawat, J.)

LSR